

**OPINION
50-205**

April 20, 1950 (OPINION)

WELFARE

RE: Burial

Re: Section 23-0603(5) 1949 Supp.

Your letter of the 18th inst. re above matter has been received and referred to my desk.

You ask for a construction of section 23-0603 N.D.R.C. 1943, as amended by Chapter 198 of the Laws of 1947, and further amended by Chapter 188 Laws of 1949.

It is our opinion that, since this section was amended by the laws of 1947, by increasing the expense of burial to \$100.00, and making no provision for transporting the body to place of burial when burial is made outside of the county, and again amending it to make a specific provision for such transportation, the law as it now stands makes a limitation of \$100.00 for actual ordinary expense of burial, and an additional expense for transporting the body to a burial place outside the county where death occurred, such transportation expense, however, not to exceed \$100.00.

WALLACE E. WARNER

Attorney General